



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application of:

McWILLIAMS, RICK

Serial No.: 10/660,673

Filed: 09/11/2003

TALKING TELESCOPE

Docket No.: 33071

Confirmation No.: 7575

Group Art Unit No.: 2872

Examiner: FINEMAN, LEE A.

TRANSMITTAL

Transmitted herewith are: Transmittal (1 page); Request for Continued Examination (RCE) Transmittal (1 page); Amendment Transmittal Letter (Small Entity) (1 page); Amendment (20 claims, 11 pages); Check in the amount of \$325.00; and return postcard.

EV 722668127 US

Express Mail No.

Respectfully submitted,

HOVEY WILLIAMS LLP

Dated: September 6, 2005

by

Thomas B. Luebbering, Reg. No. 37,874

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ATTORNEYS FOR APPLICANT(S)



09-07-05

RCE/IFW

PTO/SB/30 (04-05)

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U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

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REQUEST FOR CONTINUED EXAMINATION (RCE) TRANSMITTAL

Address to:
Mail Stop RCE
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Application Number	10/660,673
Filing Date	09/11/2003
First Named Inventor	MCWILLIAMS, RICK
Art Unit	2872
Examiner Name	FINEMAN, LEE A
Attorney Docket Number	33071

This is a Request for Continued Examination (RCE) under 37 CFR 1.114 of the above-identified application.
Request for Continued Examination (RCE) practice under 37 CFR 1.114 does not apply to any utility or plant application filed prior to June 8, 1995, or to any design application. See Instruction Sheet for RCEs (not to be submitted to the USPTO) on page 2.

1. **Submission required under 37 CFR 1.114** Note: If the RCE is proper, any previously filed unentered and amendments enclosed with the RCE will be entered in the order in which they were filed unless applicant instructs otherwise. If applicant does not wish to have any previously filed unentered amendment(s) entered, applicant must request non-entry of such amendment(s).

a. ☐ Previously submitted. If a final Office action is outstanding, any amendments filed after the final Office action may be considered as a submission even if this box is not checked.

i. ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on _____

ii. ☐ Other _____

b. ☒ Enclosed

i. ☒ Amendment/Reply

ii. ☐ Affidavit(s)/Declaration(s)

iii. ☐ Information Disclosure Statement (IDS)

iv. ☐ Other _____

2. **Miscellaneous**

a. ☐ Suspension of action on the above-identified application is requested under 37 CFR 1.103(c) for a period of _____ months. (Period of suspension shall not exceed 3 months; Fee under 37 CFR 1.17(i) required)

b. ☐ Other _____

3. **Fees** The RCE fee under 37 CFR 1.17(e) is required by 37 CFR 1.114 when the RCE is filed.

a. ☒ The Director is hereby authorized to charge the following fees, any underpayment of fees, or credit any overpayments to Deposit Account No. 19-0522. I have enclosed a duplicate copy of this sheet.

i. ☐ RCE fee required under 37 CFR 1.17(e)

ii. ☐ Extension of time fee (37 CFR 1.136 and 1.17)

iii. ☐ Other _____

b. ☒ Check in the amount of \$ 395.00 enclosed

c. ☐ Payment by credit card (Form PTO-2038 enclosed)

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED

Signature		Date	September 6, 2005
Name (Print / Type)	Thomas B. Luebbering	Registration No.	37,874

CERTIFICATE OF MAILING OR TRANSMISSION

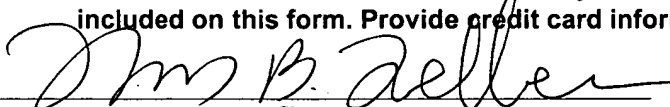

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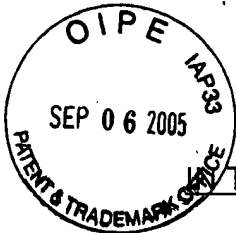
Signature		Date	September 6, 2005
Name (Print / Type)	Meghan M. Abbott		

This collection of information is required by 37 CFR 1.114. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing the burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Mail Stop RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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09/06/2005 10:00:00 AM
SEP 06 2005
09/06/2005 10:00:00 AM

AMENDMENT TRANSMITTAL LETTER (Small Entity)					Docket No. 33071	
Applicant(s): MCWILLIAMS, RICK						
Application No. 10/660,673	Filing Date 09/11/2003	Examiner LENNEMAN, LEE A	Customer No. 23589	Group Art Unit 2872	Confirmation No. 7575	
Invention: TALKING TELESCOPE						
<u>COMMISSIONER FOR PATENTS:</u>						
Transmitted herewith is an amendment in the above-identified application.						
<input checked="" type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27						
The fee has been calculated and is transmitted as shown below.						
CLAIMS AS AMENDED						
	CLAIMS REMAINING AFTER AMENDMENT	HIGHEST # PREV. PAID FOR	NUMBER EXTRA CLAIMS PRESENT	RATE	ADDITIONAL FEE	
TOTAL CLAIMS	20 -	20 =	0	x \$25.00	\$0.00	
INDEP. CLAIMS	3 -	3 =	0	x \$100.00	\$0.00	
Multiple Dependent Claims (check if applicable) <input type="checkbox"/>					\$0.00	
TOTAL ADDITIONAL FEE FOR THIS AMENDMENT					\$0.00	
<input checked="" type="checkbox"/> No additional fee is required for amendment. <input type="checkbox"/> Please charge Deposit Account No. _____ in the amount of _____ <input type="checkbox"/> A check in the amount of _____ to cover the filing fee is enclosed. <input checked="" type="checkbox"/> The Director is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account No. 19-0522 <input checked="" type="checkbox"/> Any additional filing fees required under 37 C.F.R. 1.16. <input type="checkbox"/> Any patent application processing fees under 37 CFR 1.17. <input type="checkbox"/> Payment by credit card. Form PTO-2038 is attached. WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.						
 Signature Thomas B. Luebbering, Reg. No. 37,874 Hovey Williams LLP 2405 Grand Boulevard, Suite 400 Kansas City, MO 64108			Dated: September 6, 2005 <div style="border: 1px solid black; padding: 5px;"> I certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to "Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450" [37 CFR 1.8(a)] on September 6, 2005 (Date)  Signature of Person Mailing Correspondence Meghan M. Abbott Typed or Printed Name of Person Mailing Correspondence </div>			
cc:						



Express Mail No. EV 722668127 US

THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICATION OF:

MCWILLIAMS, RICK

Serial No.: 10/660,673

Filed: September 11, 2003

TALKING TELESCOPE

Group Art Unit No.: 2872

Docket No. 33071

Examiner: FINEMAN, LEE A

Mail Stop Amendment
Commissioner For Patents
Post Office Box 1450
Alexandria, VA 22313-1450

AMENDMENT

In response to the Office Action dated June 6, 2005, Applicant respectfully requests amendment and reconsideration of the above-identified application.

A Request for Continued Examination accompanies this amendment.

The Listing of Claims begins on page 2 of this paper.

Remarks begin on page 7 of this paper.